IN THE HIGH COURT OF JUDICAUTRE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2855 OF 1998

Shri. Channappa R. Koli ... Petitioner

Vs.

State of Maharashtra and Ors. ... Respondents

Mr. R.K. Mendadkar with Ms. Helan K. Mandlik for Petitioner.

Mr. C.R. Sonawane, A.G.P. for Respondent Nos. 1 to 4.

CORAM : F.I. REBELLO &
S.P. KUKDAY,JJ.
DATED : FEBRUARY 18, 2005

P.C.

. The Petitioner in so far as rejection of his tribe claim by the committee by order dated 8.12.1997 does not challenge the same and gives up the challenge. In other words, order dated 8.12.1997 stands confirmed.

. It is however, case of the petitioner that considering the findings that he belongs to Koli community which is specially backward class in the State of Maharashtra and he being in employment with Respondent No. 1, since the year 1982, and considering the G.R. of the Government of Maharashtra of protecting services of those who were employed before the issuance of G.R. and whose tribe claim has been rejected, the benefit of the G.R. should be given to him.

. Considering the above the following order :

(1) Petitioner to apply to the competent authority for the caste certificate that he belongs to Koli caste within four weeks from today. On receiving such application, competent authority to issue caste certificate, if prima facie petitioner produced material within six weeks thereafter.

(2) On the Petitioner receiving caste certificate, if any, to produce the same before Respondent No. 4, within a period of four weeks thereafter.

(3) Respondent No. 4 thereafter within the period of four weeks to forward the same to the Divisional Caste Certificate Scrutiny Committee, Pune Division, Pune who shall dispose of the same according to law within the period of six months.

(4) In the meantime, interim order granted by this court to continue till final disposal of the verification committee.

(5) Petitioner to file undertaking before this court within four weeks from today that neither he nor his progeny will claim benefit as belonging to Mahadeo Koli scheduled tribe.

. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO,J.)

(S.P. KUKDAY,J.)